BAKER & HOSTETLER LLP

45 Rockefeller Plaza

New York, New York 10111 Telephone: (212) 589-4200 Facsimile: (212) 589-4201

David J. Sheehan

Email: dsheehan@bakerlaw.com

Marc E. Hirschfield

Email: mhirschfield@bakerlaw.com

Attorneys for Irving H. Picard, Esq., Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

Adv. Pro. No. 08-01789 (BRL)

SIPA Liquidation

(Substantively Consolidated)

## **AFFIDAVIT OF SERVICE**

STATE OF NEW YORK ) ss.: COUNTY OF NEW YORK )

I, **Nikki Landrio**, being duly sworn, depose and say: I am more than eighteen years old and not a party to this action. My business address is Baker & Hostetler LLP, 45 Rockefeller Plaza, New York, NY 10111.

08-01789-cgm Doc 3016 Filed 10/05/10 Entered 10/05/10 09:00:32 Main Document Pg 2 of 10

On October 1, 2010, I served the **Motion For Admission To Practice** *Pro Hac Vice* of **Jessie Gabriel** by emailing the interested parties true and correct copies via electronic transmission to the email addresses designated for delivery and/or by placing true and correct copies thereof in sealed packages designated for regular U.S. Mail to those parties as set forth on the attached Schedule A.

**TO:** *See Attached Schedule A* 

\_\_\_\_\_s/Nikki Landrio NIKKI LANDRIO

Sworn to before me this 5th day of October, 2010

s/Marc E. Hirschfield

Notary Public

Marc E. Hirschfield Notary Public, State of New York No. 02HI5020648 Qualified in Westchester County Certificate Filed in New York County Commission Expires November 22, 2013

#### SCHEDULE A

Internal Revenue Service District Director 290 Broadway New York, New York 10008

Internal Revenue Service Centralized Insolvency Operation Post Office Box 21126 Philadelphia, PA 19114

U.S. Department of Justice, Tax Division Box 55 Ben Franklin Station Washington, DC 20044

## **Chapter 7 Trustee**

Alan Nisselson, Esq. Windels Marx Lane & Mittendorf, LLP 156 West 56th Street New York, NY 10019

# **Securities Investor Protection Corporation**

Kevin Bell – <u>kbell@sipc.org</u> Josephine Wang – <u>jwang@sipc.org</u>

## **Securities and Exchange Commission**

Alistaire Bambach – <u>bambacha@sec.gov</u> Alexander Mircea Vasilescu – <u>vasilescua@sec.gov</u> Terri Swanson – <u>swansont@sec.gov</u> Preethi Krishnamurthy – <u>krishnamurthyp@sec.gov</u>

## **United States Attorney for SDNY**

Lisa Baroni — <u>lisa.baroni@usdoj.gov</u>
Carolina Fornos — <u>carolina.fornos @usdoj.gov</u>
Alicia Simmons — <u>Alicia.simmons@usdoj.gov</u>
Matthew Schwartz — matthew.schwartz@usdoj.gov

#### **Counsel to the JPL**

Eric L. Lewis – <u>Eric Lewis@baachrobinson.com</u>

## **Notices of Appearance**

Michael D. Sirota, Esq. Kevin R.J. Schroth, Esq. Cole, Schotz, Meisel, Forman & Leonard, P.A.

Email: <a href="msirota@coleschotz.com">msirota@coleschotz.com</a>
Email: <a href="msirota@coleschotz.com">kschroth@coleschotz.com</a>

Attorneys for KML Asset Management LLC

Mark S. Mulholland

Ruskin Moscou Faltischek, P.C. Email: <a href="mmulholland@rmfpc.com">mmulholland@rmfpc.com</a> Attorney for Irwin Kellner ("Kellner")

Stuart I. Rich, Esq.
James M. Ringer, Esq.
Meister, Seelig & Fein LLP
Email: sir@msf-law.com
Email: jmr@msf-law.com

Attorneys for Jasper Investors Group LLC ("Jasper")

Matthew Gluck, Esq. Brad N. Friedman, Esq. Sanford P. Dumain, Esq. Jonathan M. Landers Milberg LLP

Email: <a href="mgluck@milberg.com">mgluck@milberg.com</a>
Email: <a href="mgluck@milberg.com">bfriedman@milberg.com</a>
Email: <a href="mgluck@milberg.com">sdumain@milberg.com</a>
Email: <a href="mgluck@milberg.com">jlanders@milberg.com</a>

Attorney for Ruth E. Goldstein, June Pollack, Gerald Blumenthal, Blumenthal & Associates Florida General Partnership, Judith Rock Goldman, the Horowitz Family Trust, and the Unofficial Committee of Certain Claim Holders

William B. Wachtel, Esq. Howard Kleinhendler, Esq. David Yeger, Esq. Wachtel & Masyr, LLP

Email: Wachtel@wmllp.com
Email: hkleinhendler@wmllp.com

Email: dyeger@wmllp.com

Attorneys to Rosenman Family LLC

William M. O'Connor, Esq. Crowell & Moring LLP

E-mail: woconnor@crowell.com

Attorneys for Jitendra Bhatia, Gopal Bhatia, Kishanchand Bhatia, Jayshree Bhatia and

Mandakini Gajaria

Sean H. Lane

Assistant United States Attorney for the Southern District of New York

United States Department of Justice

E-mail: <a href="mailto:sean.lane@usdoj.gov">sean.lane@usdoj.gov</a>

Attorney for the United States of America

Stephen A. Weiss Seeger Weiss LLP

Email: <a href="mailto:sweiss@seegerweiss.com">sweiss@seegerweiss.com</a>

Attorney for Marilyn Cohn Gross, Bernard Seldon, Lewis Franck, and Barbara Schlossberg

Frank F. McGinn

Bartlett Hackett Feinberg P.C.

Email: ffm@bostonbusinesslaw.com

Attorney for Iron Mountain Information Management, Inc.

Barry R. Lax

Brian J. Neville

Brian Maddox

Lax & Neville, LLP

Email: <u>blax@laxneville.com</u>
Email: <u>bneville@laxneville.com</u>
E-mail: bmaddox@laxneville.com

Attorneys for Rose Less, and PJFN Investors LP

Shawn M. Christianson, Esq.

Buchalter Nemer, A Professional Corporation

Email: schristianson@buchalter.com

Attorney for Oracle USA, Inc. ("Oracle"), and Oracle Credit Corporation

Dennis C. Quinn Barger & Wolen, LLP

Email: dquinn@bargerwolen.com

Attorney for Jewish Community Foundation of the Jewish Federation – Council of Greater Los Angeles

Alan Nisselson, Esq.

Howard L. Simon, Esq.

Regina Griffin, Esq.

Email: anisselson@windelsmarx.com Email: hsimon@windelsmarx.com Email: rgriffin@windelsmarx.com

Attorneys for Alan Nisselson, Interim Chapter 7 Trustee of Bernard L. Madoff

Eric L. Lewis, Esq.

Baach Robinson & Lewis PLLC

Email: eric.lewis@baachrobinson.com

Attorney for Stephen John Akers, Mark Richard Byers, and Andrew Laurence Hosking

Joseph E. Shickich, Jr.

Erin Joyce Letey

Riddell Willams P.S.

Email: jshickich@riddellwilliams.com Email: eletey@riddellwilliams.com

Attorneys for Microsoft Corporation and Microsoft Licensing, GP (collectively, "Microsoft")

Adam L. Rosen

Silverman Acampora LLP

Email: ARosen@SilvermanAcampora.com

Attorney for Talon Air, Inc.

Angelina E. Lim, Esq.

Johnson, Pope, Bokor, Ruppel & Burns, P.A.

Email: <a href="mailto:angelinal@jpfirm.com">angelinal@jpfirm.com</a>
Attorney for Anchor Holdings, LLC

Sanford P. Rosen, Esq.

Sanford P. Rosen & Associates, P.C.

Email: <a href="mailto:srosen@rosen@c.com">srosen@rosen@c.com</a>

Attorneys for Judith S. Schustack, David A. Schustack, Robert J. Schustack, Shirley Schustack

Conrad, and Amy Beth Smith

Marsha Torn, Esq.

Calabrese and Torn, Attorneys at Law Email: <a href="mcalabrese@earthlink.net">mcalabrese@earthlink.net</a>
Attorney for Lawrence Torn

Judith L. Spanier, Esq.

Abbey Spanier Rodd & Abrams, LLP

jspanier@abbeyspanier.com

Attorneys for ELEM/Youth in Distress Israel, Inc. ("ELEM")

David J. Molton, Esq.

Martin S. Siegel, Esq.

Brown Rudnick LLP

E-mail: <u>dmolton@brownrudnick.com</u> Email: msiegel@brownrudnick.com

Attorneys for Kenneth M. Krys and Christopher D. Stride as Liquidators of and for Fairfield Sentry

Limited

Karen E. Wagner

Dana M. Seshens

Denis J. McInerney

Jonathan D. Martin

Davis Polk & Wardwell LLP

Email: <a href="mailto:karen.wagner@davispolk.com">karen.wagner@davispolk.com</a>
Email: <a href="mailto:dana.seshens@davispolk.com">davispolk.com</a>
Email: <a href="mailto:denis.mcinerney@davispolk.com">davispolk.com</a>

Email: jonathan.martin@davispolk.com

Attorneys for Sterling Equities Associates and Certain Affiliates

David B. Bernfeld Jeffrey L. Bernfeld

Bernfeld, Dematteo & Bernfeld, LLP

Email: <u>davidbernfeld@bernfeld-dematteo.com</u> Email: <u>jeffreybernfeld@bernfeld-dematteo.com</u>

Attorneys for Dr. Michael Schur and Mrs. Edith A. Schur

Joel L. Herz

Law Offices of Joel L. Herz Email: <u>joel@joelherz.com</u> Attorney for Samdia Family, LP

Stephen Fishbein James L. Garrity Jr. Richard F. Schwed

Shearman & Sterling LLP

Email: <a href="mailto:sfishbein@shearman.com">sfishbein@shearman.com</a> Email: <a href="mailto:jgarrity@shearman.com">jgarrity@shearman.com</a>; Email: <a href="mailto:rschwed@shearman.com">rschwed@shearman.com</a>;

Attorneys for Carl J. Shapiro and Associated Entities

Seth C. Farber Kelly A. Librera Dewey & Leboeuf LLP

E-mail: sfarber@deweyleboeuf.com

Email: klibrera@deweyleboeuf.com

Attorneys for Ellen G. Victor, holder of Bernard L. Madoff Investment Securities LLC Accounts 1ZA128-3 and 1ZA128-40, Diana P. Victor, Ariana Victor, Justin Victor Baadarani, Shoshanna Remark Victor and Leila Victor Baadarani

Daniel M. Glosband

David J. Apfel

Brenda R. Sharton

Larkin M. Morton

Goodwin Procter LLP

Email: <a href="mailto:dglosband@goodwinprocter.com">dglosband@goodwinprocter.com</a>
Email: <a href="mailto:dapfel@goodwinprocter.com">dapfel@goodwinprocter.com</a>
Email: <a href="mailto:bsharton@goodwinprocter.com">bsharton@goodwinprocter.com</a>
Email: <a href="mailto:lmorton@goodwinprocter.com">lmorton@goodwinprocter.com</a>

Attorneys for Jeffrey A. Berman, Russell deLucia, Ellenjoy Fields, Michael C. Lesser, Norman E. Lesser Rev. 11/97 Rev. Trust, Paula E. Lesser 11/97 Rev. Trust and Jane L. O'Connor as Trustee of the Jane O'Connor Living Trust

Russell M. Yankwitt

Yankwitt & Associates LLC Email: <u>russell@yankwitt.com</u> Attorneys for Carol Rosen

Barton Nachamie, Esq. Janice B. Grubin, Esq. Jill L. Makower, Esq.

Todtman, Nachamie, Spizz & Johns, P.C.

E-mail: <a href="mailto:bnachamie@tnsj-law.com">bnachamie@tnsj-law.com</a>
E-Mail: <a href="mailto:jgrubin@tnsj-law.com">jgrubin@tnsj-law.com</a>
E-mail: <a href="mailto:jgrubin@tnsj-law.com">jgrubin@tnsj-law.com</a>
E-mail: <a href="mailto:jgrubin@tnsj-law.com">jgrubin@tnsj-law.com</a>

Attorneys for ABG Partners d/b/a ABG Investments, Bruce Graybow, as a Partner of ABG

Partners, and Graybow Communications Group, Inc.

Mark W. Smith, Esq. Timothy A. Valliere, Esq. Smith Valliere PLLC

Email: <a href="msmith@svlaw.com">msmith@svlaw.com</a>
Email: <a href="msmith@svlaw.com">tvalliere@svlaw.com</a>
Attorneys to Shana D. Madoff

Brett S. Moore

Porzio Bromberg & Newman P.C. Email: bsmoore@pbnlaw.com

Attorneys for Paul Laplume and Alain Rukavina, Court Appointed Liquidators for LuxAlpha Sicav and Luxembourg Investment Fund

Bernard V. Kleinman, Esq.

Alan Berlin, Esq. Aitken Berlin LLP

Email: <u>bvkleinman@aitkenberlin.com</u> Email: <u>adberlin@aitkenberlin.com</u>

Attorneys for Susan Saltz Charitable Lead Annuity Trust Susan Saltz Descendants Trust

Jeffrey G. Tougas Fred W. Reinke Mayer Brown LLP

E-mail: <u>jtougas@mayerbrown.com</u> Email: <u>freinke@mayerbrown.com</u>

Attornevs for Mutua Madrileña Automovilista Ramo de vida, AXA Private Management, and

Fondauto Fondo de Pensiones, SA

Richard A. Cirillo King & Spalding LLP Email: rcirillo@kslaw.com

Attorney for National Bank of Kuwait, S.A.K. ("NBK"), Lemania SICAV-SIF, and NBK Banque

Privee

Linda H. Martin, Esq. Joshua A. Levine, Esq.

Simpson Thacher & Bartlett LLP

Email: <a href="mailto:lmartin@stblaw.com">lmartin@stblaw.com</a>
Email: <a href="mailto:jlevine@stblaw.com">jlevine@stblaw.com</a>

Attorneys Spring Mountain Capital, LP

Martin L. Seidel

Cadwalader, Wickersham & Taft LLP

Email: martin.seidel@cwt.com

Attorneys for Milton Fine Revocable Trust, Milton Fine 1997 Charitable -2- Remainder Unitrust, US Trust Co UD Peter M. Lehrer, Peter M. Lehrer and Eileen Lehrer, JSBR Associates LP and The Apmont Group Inc. Pension Plan

Ernest Edward Badway, Esq.

Fox Rothschild LLP

Email: ebadway@foxrothschild.com

Attorney to Iris Schaum

Steven R. Schlesinger, Esq. Hale Yazicioglu, Esq.

Jaspan Schlesinger LLP

Email: <a href="mailto:sschlesinger@jaspanllp.com">sschlesinger@jaspanllp.com</a>
Email: <a href="mailto:hyazicioglu@jaspanllp.com">hyazicioglu@jaspanllp.com</a>

Attorneys for Peter Zutty, Janet Jaffin Dispositive Trust and Janet Jaffin and Milton Cooper as Trustees, Amy Luria Partners LLC, Amy Joel, Robert Luria Partners, and Samuels Family LTD Partnership, Patricia Samuels, Andrew Samuels,

Jeremy A. Mellitz

Withers Bergman, LLP

E-mail: Jeremy.Mellitz@withers.us.com

Attorney for Von Rautenkranz Nachfolger Special Investments LLC

Hunter T. Carter, Esq.

Shawanna L. Johnson, Esq.

Arent Fox LLP

Email: <a href="mailto:carter.hunter@arentfox.com">carter.hunter@arentfox.com</a>
Email: <a href="mailto:johnson.shawanna@arentfox.com">johnson.shawanna@arentfox.com</a>

Attorneys for Sanford Guritzky, Brenda Guritzky, Dana Guritzky Mandelbaum, Ronald P. Guritzky, Guritzky Family Partnership LP, and Brenda H. Guritzky as Trustee of Trust B U/W George H. Hurwitz (collectively the "Guritzky Parties")

George Brunelle, Esq. Timothy P. Kebbe, Esq. Brunelle & Hadjikow, P.C.

Email: gbrunelle@brunellelaw.com

Email: tkebbe@brunellelaw.com

Attorneys for the James H. Cohen Special Trust, James H. Cohen, Morrie Abramson, Robyn Berniker, BK Interest, LLC, The Marian Cohen 2001 Residence Trust, Alan D. Garfield, Erin M. Hellberg, Barry E. Kaufman and Marion Tallering-Garfield

Chester B. Salomon

Becker, Glynn, Melamed & Muffly LLP Email: csalomon@beckerglynn.com

Attorney for SBM Investments, LLP, Weithorn/Casper Associated for Selected Holdings LLC

Jonathan W. Wolfe Barbara A. Schweiger Skoloff & Wolfe, P.C.

Email: <u>jwolfe@skoloffwolfe.com</u>
Email: <u>bschweiger@skoloffwolfe.com</u>
Attorneys for Albert & Carole Angel

Richard J. McCord, Esq.

Carol A. Glick, Esq.

Certilman Balin Adler & Hyman, LLP Email: <a href="mailto:rmccord@certilmanbalin.com">rmccord@certilmanbalin.com</a> Email: <a href="mailto:cglick@certilmanbalin.com">cglick@certilmanbalin.com</a>

Attorneys to Clayre Hulsh Haft, Morton L. Certilman and Joyce Certilman, Bernard Certilman, Alyssa Beth Certilman,

Demet Basar

Eric B. Levine

Wolf Haldenstein Adler Freeman & Herz LLP

Email: <u>basar@whafh.com</u> Email: <u>levine@whafh.com</u>

Attorneys to Nephrology Associates P.C. Pension Plan

Imtiaz A. Siddiqui Steven N. Williams

Cotchett, Pitre & McCarthy
Email: <u>isiddiqui@spmlegal.com</u>
Email: <u>swilliams@cpmlegal.com</u>

Attorneys for Jay Wexler, Daniel Ryan, Theresa Ryan, Matthew Greenberg, Walter Greenberg,

Doris Greenberg, The Estate of Leon Greenberg and Donna M. McBride